

BEST AVAILABLE COPY

Dep. & Ref. IFW

Room # 307



KIRSCHSTEIN, OTTINGER, ISRAEL & SCHIFFMILLER, P.C.

ATTORNEYS AT LAW
PATENT, TRADEMARK AND COPYRIGHT CAUSES

489 FIFTH AVENUE
NEW YORK, N. Y. 10017-6105

(212) 697-3750

FACSIMILE: (212) 949-1690

DEC 10 PM 4:39

MORRIS KIRSCHSTEIN
(1918-1978)

BERTRAM OTTINGER
(1937-1986)

Writer's e-mail: ai@kirschsteinlaw.com

DAVID B. KIRSCHSTEIN
ALAN ISRAEL
MARTIN W. SCHIFFMILLER
LISA A. PIERONI

December 3, 2004

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Att: Finance Department

Re: U.S. Patent Application
Serial No. 10/048,108 ✓
FORSTER
Piezo-Electric Tag
Our Ref.: P/61827

Dear Sir/Madam:

On January 25, 2002 we filed a new patent application with the PTO which included our Check No. 9887 for \$1,016.00 (copy enclosed) representing the basic filing fee of \$890.00 and excess filing fee for 7 extra claims of \$126.00.

Our monthly statement of our Deposit Account No. 11-1145 dated November 30, 2004 (copy enclosed) indicates that although we included our check and the PTO cashed our check, our deposit account was again debited in the amount of \$126.00 and charged to this application on November 19, 2004 for the excess filing fee.

Please refund our deposit account in the amount of \$126.00.

If you have any questions concerning this matter, please contact us at the above address.

Very truly yours,

Lori G. Witkin
Patent Paralegal

:lgw
enclosure



**United States
Patent and
Trademark Office**

BEST AVAILABLE COPY DIVISION

2004 DEC 10 PM 4:39



Deposit Account Statement

Requested Statement Month: November 2004
 Deposit Account Number: 111145
 Name: KIRSCHSTEIN, OTTINGER, ISRAEL & SCHIFFMILLER, P.C.
 Attention:
 Address: 489 FIFTH AVENUE
 City: NEW YORK
 State: NY
 Zip: 10017-6105

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
11/01	1354	1852780	REVENGE IN 2 CLASSES	7205	\$200.00	\$7,325.80
11/01	1355	1852780	REVENGE IN 2 CLASSES	7201	\$800.00	\$6,525.80
11/01	1356	1852780	REVENGE IN 2 CLASSES	7206	\$200.00	\$6,325.80
11/01	1357	1852780	REVENGE IN 2 CLASSES	7203	\$200.00	\$6,125.80
11/02	54	E-REPLENISHMENT		9203	-\$10,000.00	\$16,125.80
11/02	439	1897023	NATURE COLLECTION	7205	\$100.00	\$16,025.80
11/02	440	1897023	NATURE COLLECTION	7201	\$400.00	\$15,625.80
11/02	447	1897024	STORM TUFF	7205	\$100.00	\$15,525.80
11/02	448	1897024	STORM TUFF	7201	\$400.00	\$15,125.80
11/02	523	76513514	LC HANDBAG LOGO	7003	\$100.00	\$15,025.80
11/03	824	78262736	SPRINGBOARD	7004	\$150.00	\$14,875.80
11/03	899	78510399	C PUR	7001	\$335.00	\$14,540.80
11/04	819	76524497	AIR CLOUD	7004	\$150.00	\$14,390.80
11/04	827	78267632	TROPICAL LIGHTS	7004	\$150.00	\$14,240.80
11/05	340	78188396	JH COLLECTIBLES 6 CLASSES	7004	\$900.00	\$13,340.80
11/05	1033	78511883	COLOR YOUR WORLD	7001	\$335.00	\$13,005.80
11/08	854	1874732	AQUA-HIDE	7205	\$100.00	\$12,905.80
11/08	855	1874732	AQUA-HIDE	7201	\$400.00	\$12,505.80
11/08	856	1875983	SPRING-TEK	7205	\$100.00	\$12,405.80
11/08	857	1875983	SPRING-TEK	7201	\$400.00	\$12,005.80
11/08	861	1871973	WALKY-TALKY	7205	\$100.00	\$11,905.80
11/08	862	1871973	WALKY-TALKY	7201	\$400.00	\$11,505.80
11/08	863	1879258	SHORE THING	7205	\$100.00	\$11,405.80
11/08	864	1879258	SHORE THING	7201	\$400.00	\$11,005.80
11/08	867	1879244	SHORE THING	7205	\$100.00	\$10,905.80
11/08	868	1879244	SHORE THING	7201	\$400.00	\$10,505.80
11/08	873	78512801	COMAX	7001	\$335.00	\$10,170.80
11/09	823	78513545	CRAZY HORSE EDGE	7001	\$335.00	\$9,835.80

0000000000

NO. 009887 NO. 02100002 11:0331132324

0313

7 3 2 8

FIRST VIL
402 151
FAM. 18
1000
4035 0

184

Feb -

02/07/02
0212-0400-5
002

3000

1950

0
 1
 2
 3
 4
 5
 6
 7
 8

[illegible]



BEST AVAILABLE COPY

Due Date: 01/29/2002 (EXPRESS MAIL)

Al:gw

In Re: Application of:
Ian James FORSTER

Docket No.: P/61827

Filed: January 25, 2002
For: Piezo-Electric Tag

JOB Rec'd PCT/PTO 25 JAN 2002

Enclosures:
NEW National Stage Patent Appl'n. with 6 sheets of

1. formal drawings; International Search Report.
2. Preliminary Amendment.
3. International Appln No. WO01/07359, 10/048108
Forms PCT/IB/301; 304; 308; 332;
PCT/PEA/408; 409; 416.
4. Check No. 4887 for \$1,016.00.

FORM 201 (REV. 11-2000)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

 ATTORNEY'S DOCKET NUMBER
 P/61827-PCT

 TRANSMITTAL LETTER TO THE UNITED STATES
 DESIGNATED/ELECTED OFFICE (DO/EO/US)
 CONCERNING A FILING UNDER 35 U.S.C. 371

U.S. APPLICATION NO. (If known, see 37 CFR 1.5)

 INTERNATIONAL APPLICATION NO.
 PCT/GB00/02944

 INTERNATIONAL FILING DATE
 July 31, 2000

 PRIORITY DATE CLAIMED
 July 29, 1999
TITLE OF INVENTION **PIEZO-ELECTRIC TAG**APPLICANT(S) FOR DO/EO/US **Ian James FORSTER**

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
 2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
 3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371 (f)). The submission must include items (5), (6), (9) and (21) indicated below.
 4. ☐ The US has been elected by the expiration of 19 months from the priority date (Article 31).
 5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☒ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
 6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. ☐ is attached hereto.
 - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
 7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)).
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☒ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
 8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
 9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
 10. ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).
- Items 11 to 20 below concern document(s) or information included:**
11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
 12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
 13. ☒ A **FIRST** preliminary amendment.
 14. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
 15. ☐ A substitute specification.
 16. ☐ A change of power of attorney and/or address letter.
 17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825.
 18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
 19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
 20. ☒ Other items or information: **Receipt Acknowledgment Postcard**

BEST AVAILABLE COPY

U.S. APPLICATION NO. (if known, see 37 CFR 1.5)		INTERNATIONAL APPLICATION NO. PCT/GB00/02944		ATTORNEY'S DOCKET NUMBER P/61827-PCT																																																																			
<div>21. <input checked="" type="checkbox"/> The following fees are submitted:</div> <div>BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)) :</div> <div>Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO \$1,040.00</div> <div>International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO \$890.00</div> <div>International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$740.00</div> <div>International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4) \$710.00</div> <div>International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) \$100.00</div> <div>ENTER APPROPRIATE BASIC FEE AMOUNT =</div> <div>Surcharge of \$130.00 for furnishing the oath or declaration later than months from the earliest claimed priority date (37 CFR 1.492 (e)). <input type="checkbox"/> 20 <input type="checkbox"/> 30</div> <table border="1" style="width:100%; border-collapse: collapse;"><thead><tr><th>CLAIMS</th><th>NUMBER FILED</th><th>NUMBER EXTRA</th><th>RATE</th><th>\$</th></tr></thead><tbody><tr><td>Total claims</td><td>27 - 20 =</td><td>7</td><td>x \$18.00</td><td>\$126.00</td></tr><tr><td>Independent claims</td><td>3 - 3 =</td><td>0</td><td>x \$84.00</td><td>\$0.00</td></tr><tr><td colspan="3"></td><td>+ \$280.00</td><td>\$0.00</td></tr><tr><td colspan="4">MULTIPLE DEPENDENT CLAIM(S) (if applicable)</td><td>\$1,016.00</td></tr><tr><td colspan="4">TOTAL OF ABOVE CALCULATIONS =</td><td>\$0.00</td></tr><tr><td colspan="4"><input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.</td><td></td></tr><tr><td colspan="4">SUBTOTAL =</td><td>\$1,016.00</td></tr><tr><td colspan="4">Processing fee of \$130.00 for furnishing the English translation later than months from the earliest claimed priority date (37 CFR 1.492(f)). <input type="checkbox"/> 20 <input type="checkbox"/> 30</td><td>\$0.00</td></tr><tr><td colspan="4">TOTAL NATIONAL FEE =</td><td>\$1,016.00</td></tr><tr><td colspan="4">Fee for recording the enclosed assignment (37 CFR 1.21 (h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +</td><td>\$0.00</td></tr><tr><td colspan="4">TOTAL FEES ENCLOSED =</td><td>\$1,016.00</td></tr><tr><td colspan="4" rowspan="2"></td><td>Amount to be refunded: \$</td></tr><tr><td>charged: \$</td></tr></tbody></table>				CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	\$	Total claims	27 - 20 =	7	x \$18.00	\$126.00	Independent claims	3 - 3 =	0	x \$84.00	\$0.00				+ \$280.00	\$0.00	MULTIPLE DEPENDENT CLAIM(S) (if applicable)				\$1,016.00	TOTAL OF ABOVE CALCULATIONS =				\$0.00	<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.					SUBTOTAL =				\$1,016.00	Processing fee of \$130.00 for furnishing the English translation later than months from the earliest claimed priority date (37 CFR 1.492(f)). <input type="checkbox"/> 20 <input type="checkbox"/> 30				\$0.00	TOTAL NATIONAL FEE =				\$1,016.00	Fee for recording the enclosed assignment (37 CFR 1.21 (h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +				\$0.00	TOTAL FEES ENCLOSED =				\$1,016.00					Amount to be refunded: \$	charged: \$	CALCULATIONS PTO USE ONLY	
				CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	\$																																																															
				Total claims	27 - 20 =	7	x \$18.00	\$126.00																																																															
				Independent claims	3 - 3 =	0	x \$84.00	\$0.00																																																															
							+ \$280.00	\$0.00																																																															
MULTIPLE DEPENDENT CLAIM(S) (if applicable)				\$1,016.00																																																																			
TOTAL OF ABOVE CALCULATIONS =				\$0.00																																																																			
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.																																																																							
SUBTOTAL =				\$1,016.00																																																																			
Processing fee of \$130.00 for furnishing the English translation later than months from the earliest claimed priority date (37 CFR 1.492(f)). <input type="checkbox"/> 20 <input type="checkbox"/> 30				\$0.00																																																																			
TOTAL NATIONAL FEE =				\$1,016.00																																																																			
Fee for recording the enclosed assignment (37 CFR 1.21 (h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +				\$0.00																																																																			
TOTAL FEES ENCLOSED =				\$1,016.00																																																																			
				Amount to be refunded: \$																																																																			
				charged: \$																																																																			

a. ☒ A check in the amount of **\$1,016.00** to cover the above fees is enclosed.

b. ☐ Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees.
A duplicate copy of this sheet is enclosed.

c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 11-1145. A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

KIRSCHSTEIN, OTTINGER, ISRAEL & SCHIFFMILLER, P.C.
489 Fifth Avenue
New York, New York 10017
(212) 697-3750

SIGNATURE:

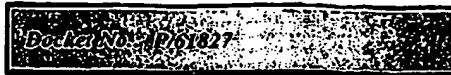
Alan Israel
NAME
27,564
REGISTRATION NUMBER

*I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail No. EL 337 911 913 US in an envelope addressed to:
Box: PCT, Commissioner of Patents and Trademarks, Washington, DC 20231, on:
January 25, 2002
(date)*

*Alan Israel**Reg. No. 27,564*

107048108
531 Rec'd PCT/P 25 JAN 2002

BEST AVAILABLE COPY



PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail No. EL33791 013 US in an envelope addressed to: Box: PCT, Commissioner of Patents and Trademarks, Washington, D.C. 20231, on: January 25, 2002 (date) Alan L. Forster Reg. No. 27,564

Re-Amdt
126
TL
10-23-03

International Application No. : PCT/GB00/02944
International Filing Date : July 31, 2000
In re: Application of : Ian James FORSTER
Deposited : January 25, 2002
For : PIEZO-ELECTRIC TAG

New York, New York
January 25, 2002

PRELIMINARY AMENDMENT

BOX: PCT
Commissioner of Patents and Trademarks
Washington, D.C. 20231

Sir:

Prior to calculation of the filing fee and before examination, kindly amend the
above captioned application as follows:

11/19/2004-KPANNELL 00000001 111145 10048108

Adjustment date: 01/11/2005 EEKUBAY1
11/19/2004 KPANNELL 00000001 111145 10048108
01 FC:1205 126.00 CR

01-FC:1205

126.00-DA